

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST )  
DETENTION AIDE HARVEY SANDERS, EMPLOYEE# ) No.99-2375  
#301972, DEPARTMENT OF POLICE, CITY OF ) Cr#244393  
CHICAGO, )

FINDINGS & DECISION

On January 8, 1999, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Detention Aide Harvey Sanders, Employee#301972, (hereinafter sometimes referred to as "Respondent") seeking his discharge for violating the following Rules:

Rule 1: Violation of any law or ordinance

Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and/or goals and/or brings discredit upon the Department.

Rule 6: Disobedience of an order or directive, whether written or oral.

Rule 25: Failure to provide the Department with a current address and telephone number.

Rule 26: Failure to provide the Department with a current address and telephone number.

The Police Board of the City of Chicago caused a hearing on these charges against Detention Aide Harvey Sanders to be had before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago, on April 28, 1999.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the

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hearing. Michael G. Berland, Hearing Officer, made an oral report and conferred with the Police Board before it rendered a decision.

The Police Board of the City of Chicago, as a result of its investigation of the charges, finds and determines that:

1. The Respondent was at all times a Detention Aide employed by the Department of Police of the City of Chicago.

2. The charges were filed in writing and a Notice, stating the time, date and place, when and where a hearing of the charges was to be held, together with a copy of the original charges, was served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. The hearing was conducted before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago, on April 28, 1999.

4. Throughout the hearing the Respondent did appear in person and represented himself.

5. Detention Aide Harvey Sanders, Employee #301972 charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 1: Violation of any law or ordinance.

A. From on or about March 20, 1998 until the present or some time therein, Detention Aide Harvey Sanders failed to comply with the City of Chicago Department of Police residency requirement by residing at 14708 S. Dorchester Avenue, Dolton, Illinois in violation of the Chicago Municipal Code Chapter 2-152, Section 340.

6. Respondent Detention Aide Harvey Sanders, Employee

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Detention Aide Harvey Sanders, Employee #301972

#301972, charged herein, contrary to the Rules and Regulations,  
is guilty of violating, to wit:

Rule 2: Any action or conduct which impedes the  
Department's efforts to achieve its policy and/or goals  
and/or brings discredit upon the Department.

A. From on or about March 20, 1998 until the present,  
or some time therein, Detention Aide Harvey Sanders failed to  
comply with the City of Chicago Department of Police residency  
requirement by residing at 14708 S. Dorchester, Dolton, Illinois,  
thereby impeding the Department's efforts to achieve its policy  
and goals and/or bringing discredit upon the Department.

7. Respondent Detention Aide Harvey Sanders, Employee  
#301972, charged herein, contrary to the Rules and Regulations,  
is guilty of violating, to wit:

Rule 6: Disobedience of an order or directive, whether  
written or oral.

A. From on or about March 20, 1998 until the present,  
or for some period of time therein, Detention Aide  
Harvey Sanders failed to comply with the City of  
Chicago Department of Policy residency requirement by  
residing at 14708 S. Dorchester, Dolton, Illinois and  
failed to submit Personnel Change Notice and Change of  
Address forms to the Chicago Police Department, with  
regard to his change of address and telephone number,  
thereby violating General Order 94-5, Addendum 8,

Article 111.

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8. Respondent Detention Aide Harvey Sanders, Employee# 301972 charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 25: Failure to provide the Department with a current address and telephone number.

A. From on or about March 20, 1998 until the present, or for some time therein, Detention Aide Harvey Sanders failed to comply with the City of Chicago Department of Police residency requirement by residing at 14708 S. Dorchester, Dolton, Illinois, and not within the corporate boundaries of the City of Chicago.

9. Respondent Detention Aide Harvey Sanders, Employee # 301972, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 26: Failure to provide the Department with a current address and telephone number.

A. From on or about March 20, 1998 until the present, or for some time therein, Detention Aide Harvey Sanders failed to comply with the City of Chicago Department of Police residency requirement by residing at 14708 S. Dorchester Avenue, Dolton, Illinois and failed to provide the Department with this information

By reason of the fact that Detention Aide Harvey Sanders, Employee #301972, is guilty of violating Rule 1, 2, 6, 25, and 26, cause exists for the discharge and termination of Respondent Detention Aide Harvey Sanders from his position as a

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Detention Aide from the Department of Police and from the  
services of the City of Chicago.

Respectfully submitted,



Michael G. Berland, Hearing Officer

D E C I S I O N

The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, having received the oral report of the Hearing Officer, Michael G. Berland, and having conferred with the Hearing Officer on the credibility of the witnesses and the evidence; and, in reaching its decision as to the penalty imposed, the Board has taken into account not only the facts of this case but also the respondent's complimentary and disciplinary history, which is attached hereto as Exhibit A; and

**IT IS HEREBY ORDERED** that the respondent, Detention Aide Havrey Sanders, Employee # 301972, as a result of having been found guilty of the charges in Police Board Case 99-2375, is hereby separated and discharged from his position as a Detention Aide, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 25<sup>th</sup>  
DAY OF June, 1999.

Anthony J. Conroy

Scott Davis

Ken Phony L. Miller

Dr. James

Charles Speltz

William C. Kulchowski

Paul A.

Executive Director of the Police Board

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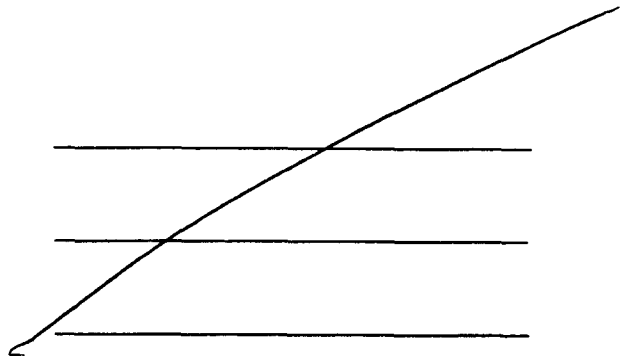
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Detention Aide Harvey Sanders, Employee # 301972

D I S S E N T

The following members of the Police Board hereby dissent from the decision of the majority of the Board.



RECEIVED A COPY OF THIS COMMUNICATION

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1999.

\_\_\_\_\_  
SUPERINTENDENT OF POLICE

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AD 0002500

INTERNAL AFFAIRS DIVISION  
RECORDS SECTION

01 OCTOBER 1998

TO: COMMANDING OFFICER, UNIT 121-C

FROM: RECORDS SECTION  
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

**RECEIVED  
FBI  
OCT 1 1998**

NAME	SANDERS HARVEY (LAST, FIRST, M.I.)	CIV STAR	021 UNIT
SEX	MALE	RACE	BLACK [REDACTED] S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER(S) 244393

THE PREVIOUS DISCIPLINARY RECORD OF THE SUBJECT ACCUSED HAS BEEN REQUESTED IN YOUR NAME BY:

P.A.	HURST	14418	[REDACTED]	121-C
RANK	NAME	STAR	S.S.N.	UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCED COMPLAINT REGISTER NUMBER.

THE RECORDS SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING DISCIPLINARY ACTION(S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

SEE ATTACHED

VERIFIED/PREPARED BY:

Exhibit A

DEANNA C. MAGSBY  
FOR: COMMANDING OFFICER  
RECORDS SECTION  
INTERNAL AFFAIRS DIVISION

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ENTR 11 97 11 11

AD 0002501  
CONF. # 141181  
C. R. # 244393  
ATTACHMENT # 2



4172 PREVIOUS DISCIPLINARY ACTION SUMMARY FUNCTION DFFV  
MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR)  
NAME: LAST SANDERS FIRST HARVEY MI STAR  
UNIT 021 EMP NO 301972 SEX M RACE N DOB 14 AUG 45 DATE APPTD 01 AUG 91  
RANK 9122 DETENTION AIDE  
INCIDENT DISCIPLINARY DATES SUSPENDED OR WORKED OPTN/TO  
CASE NO DATE ACTION TAKEN (FROM - TO) GRNT'D

0230915 27 SEP 96 SUSTAINED-NO PENALTY -  
F/CAT: ARREST/LOCKUP PROCEDURE: SEARCH - PERSON/PROPERTY  
LESS SER TRAN:  
COMMENTS STATUS CLO

0230947 29 SEP 96 SUSTAINED-NO PENALTY -  
F/CAT: ARREST/LOCKUP PROCEDURE: SEARCH - PERSON/PROPERTY  
LESS SER TRAN:  
COMMENTS STATUS CLO

F/CAT:  
LESS SER TRAN:  
COMMENTS STATUS

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ENCL 97 02775

PD 0000502

CONF. # 141181  
C. R. # 244393  
ATTACHMENT # 25

CHICAGO POLICE DEPARTMENT  
COMPLIMENTARY HISTORY

DATE 01 OCT 1998

NAME Sanders, Harvey RANK Civ SSN [REDACTED] STAR        UNIT 021

SPECIAL AWARDS

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DEPARTMENT  
COMMENDATIONS:

000

HONORABLE  
MENTIONS:

000

COMPLIMENTARY  
LETTERS:

000

Complimentary History Requested By:

NAME Hurst, Robert RANK PA STAR 14418 UNIT 121

CR# 244393

Completed By: Demetra Berry

Personnel Division

Records Section -Rm 803

Pax 0342 - Bell 7-5549

**PERSONNEL SERVICES**



OCT 01 1998



CHICAGO POLICE DEPARTMENT

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C. R. # 244393  
ATTACHMENT # 24